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15 Attorneys for the Plaintiff Class

16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA
18 (OAKLAND DIVISION)

19 KIRK KEILHOLTZ and KOLLEEN
KEILHOTZ for themselves and on behalf
of those similarly situated,

20 Plaintiffs,

21 v.

22 LENNOX INDUSTRIES, INC.; LENNOX
23 HEARTH PRODUCTS, INC.; LENNOX
INTERNATIONAL, INC., and DOES 1
24 through 25, inclusive,

25 Defendants.

NO. 4:08-CV-00836CW

**STIPULATION AND ORDER TO
ADVANCE DATE OF HEARING FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Judge: Hon. Claudia Wilken

**Demand for Jury Trial
Original Complaint Filed: February 6, 2008**

WHEREAS,

1. On December 3, 2010, Plaintiffs filed their Motion for Preliminary Approval of Class Action Settlement.

2. The motion is set for hearing on January 13, 2011; and

3. The parties wish to proceed as expeditiously as practicable, subject to Court approval, with class notice and implementation of the settlement, and jointly request that the date for hearing Plaintiffs' motion for preliminary approval be advanced to January 6, 2011.

IT IS THEREFORE HEREBY STIPULATED AND AGREED, by and between Plaintiffs and Defendants, through their counsel of record, that subject to the Court's approval, the Court will conduct a hearing on Preliminary Approval of Class Settlement on January 6, 2011, at 2:00 p.m.

Dated: December 7, 2010

/s/ **Michael F. Ram**

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Attorneys for the Plaintiff Class

///

1 Dated: December 7, 2010

/s/ Robert Elkin

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Attorneys for Defendants

19 IT IS SO ORDERED.

20 Dated: 12/8/2010


21 
22 HONORABLE CLAUDIA WILKEN
23 UNITED STATES DISTRICT JUDGE
24 NORTHERN DISTRICT OF CALIFORNIA
25
26
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28

EXHIBIT A

I hereby attest that I have on file all holograph signatures for any signatures indicated by a
“conformed” signature (/s/) within this e-filed document.

Dated: December 7, 2010

/s/ **Michael F. Ram**

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